

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

ANULI NABO,	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	CASE NO. _____
	§	
TEXAS SOUTHERN UNIVERSITY	§	
COLLEGE OF PHARMACY AND	§	
HEATLH SCIENCES and DR.	§	
BARBARA E. HAYES, DEAN,	§	
<i>Defendants.</i>	§	

DECLARATION IN SUPPORT OF DEFENDANTS' NOTICE OF REMOVAL

I, Darren G. Gibson, declare as follows:

1. I am an Assistant Attorney General in the Texas Office of the Attorney General, General Litigation Division, and am the lead attorney in this action for Defendants.
2. I make this declaration based upon my personal knowledge and in support of Defendants' Notice of Removal.
3. On June 16, 2010, a hearing was held before the 113th Judicial District Court, Harris County, Hon. Patricia Hancock presiding, regarding a request for injunctive relief in a case captioned *Innocent Mwesiga v. Texas Southern University, et al.*, Cause No. 2010-34709. The same counsel that represents Plaintiff in this case also represents Mr. Mwesiga. Following that hearing, I inquired of Plaintiff's counsel as to whether the due process claims in both this case and the *Mwesiga* case are being asserted under the United States Constitution. Plaintiff's counsel responded in the affirmative.

I, Darren G. Gibson, declare under penalty of perjury that the foregoing is true and correct.

Dated: July 1, 2010

/s/ Darren G. Gibson
DARREN G. GIBSON
Texas Bar No. 24068846
Assistant Attorney General
General Litigation Division
P.O. Box 12548, Capitol Station
Austin, Texas 78711-2548
(512) 463-2120
(512) 320-0667 FAX

ATTORNEY FOR DEFENDANTS

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been sent *via U.S. Certified Mail, Return Receipt Requested*, on June July 1, to:

Don R. Caggins, Sr.
2030 North Loop West
Suite 285
Houston, Texas 77018
Attorney for Plaintiff

/s/ Darren G. Gibson
DARREN G. GIBSON
Assistant Attorney General